



STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

License for Diversion and Use of Water

APPLICATION 8996

PERMIT 5022

LICENSE 4494

THIS IS TO CERTIFY, That Henry W. Struckman and Irene Struckman <sup>Notice of Change (Over)</sup>  
P. O. Box 67, Livingston, California

have made proof as of August 13, 1954  
(the date of inspection) to the satisfaction of the State Water Rights Board of a right to the use of the water of  
(a) Clear Creek and (b) Owl Creek in Plumas County

tributary to North Fork Feather River

for the purpose of mining and domestic uses

under Permit 5022 of the State Water Rights Board and that said right to the use of said water has been perfected in accordance with the laws of California, the Rules and Regulations of the State Water Rights Board and the terms of the said permit; that the priority of the right herein confirmed dates from June 14, 1937; and that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to the amount actually beneficially used for said purposes and shall not exceed fifty-seven hundredths (0.57) cubic foot per second to be diverted from January 1 to December 31 of each year.

Maximum diversion from Clear Creek shall not exceed fifty-seven hundredths (0.57) cubic foot per second and maximum diversion from Owl Creek shall not exceed five tenths (0.5) cubic foot per second. Maximum diversion from both sources shall not exceed fifty-seven hundredths (0.57) cubic foot per second.

The points of diversion of such water are located as follows: (a) due east five hundred twenty (520) feet from center of Section 18, T 26 N, R 8 E, MDB&M, being within NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of said Section 18 and (b) south one thousand one hundred ten (1110) feet and east nine hundred forty (940) feet from center of Section 18, T 26 N, R 8 E, MDB&M, being within NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of said Section 18.

A description of the lands or the place where such water is put to beneficial use is as follows:  
within SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 19, and SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 20, T 26 N, R 8 E, MDB&M.

Water used for mining purposes is returned to North Fork Feather River within SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 20 and SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 19, T 26 N, R 8 E, MDB&M.

All rights and privileges under this license including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the State Water Rights Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time to time by the State Water Rights Board.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein specified and to the lands or place of use herein described.

COVERED BY LICENSE ORDER NO. 8

This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the board.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

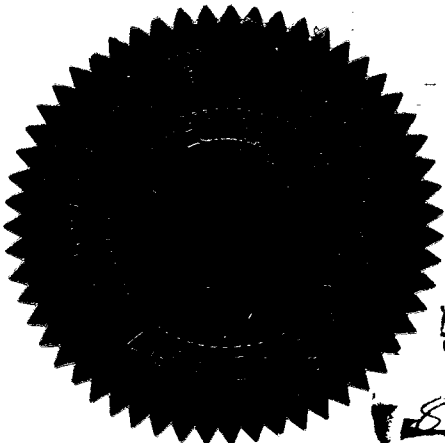
Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Dated: JAN 7 1957

STATE WATER RIGHTS BOARD

By Leslie C. Jopson  
Leslie C. Jopson  
Chief Engineer



12-14-77

RECEIVED NOTICE OF ASSIGNMENT TO

J. L. Gould

8-8-77

Re Irene Struckman

11-15-77

RECEIVED NOTICE OF ASSIGNMENT TO

Stan Buchanan

4-3-93 Issd to Helen Buchanan & Stan Buchanan's

LICENSE 4494

STATE OF CALIFORNIA  
STATE WATER RIGHTS BOARD

LICENSE  
TO APPROPRIATE WATER

ISSUED TO Henry W. Struckman  
Irene Struckman

DATED JAN 7 1957

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